

**SENATE COMMITTEE ON**  
**TRANSPORTATION AND ECONOMIC DEVELOPMENT**

March 13, 2003  
8:00 AM

Hearing Room C  
Tapes 54 - 55

**MEMBERS PRESENT:**     **Sen. Rick Metsger, Chair**  
                                  **Sen. Bruce Starr, Vice-Chair**  
                                  **Sen. Ryan Deckert**  
                                  **Sen. David Nelson**

**STAFF PRESENT:**       **Amy Joyce, Committee Administrator**  
                                  **Annastasia Suess, Committee Assistant**

**MEASURE/ISSUES HEARD:** **HB 2211 – Public Hearing and Work Session**  
                                  **HB 2223 – Public Hearing and Work Session**  
                                  **SB 213 – Public Hearing and Work Session**

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These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

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<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 54, A</b>		
002	Chair Metsger	Calls the committee to order at 8:04 a.m. and opens a public hearing on HB 2211.
<b><u>HB 2211 – PUBLIC HEARING</u></b>		
005	Dave Tyler	Chief Financial Officer for Oregon Department of Transportation (ODOT). Begins discussion on HB 2211 and provides written testimony ( <b>EXHIBIT A</b> ).
020	Tyler	Continues discussion: <ul style="list-style-type: none"><li>• Background of the bond</li><li>• Current issue</li></ul>
050	Chair Metsger	Asks if there are other remedies, such as pulling a dealer's license.
055	Tyler	Defers to ODOT's Fuel Tax manager.
060	Quintin Hess	Fuel Tax Manager, ODOT. Comments yes there are other remedies, including pulling a dealers license.
070	Chair Metsger	Asks if there are internal rules related to non-compliance dealers.
075	Hess	Answers and elaborates.
080	Sen. Nelson	Asks for clarification on the bill.
085	Hess	Answers and elaborates
090	Sen. Nelson	Asks what the increase would be with the passage of the bill.
092	Hess	Answers 1 million dollars.
095	Vice Chair B. Starr	Asks how many problem dealers Oregon currently has.
100	Hess	Responds, currently two dealers.
115	Vice Chair B. Starr	Asks about process of the motor fuel tax system.
125	Tyler	Answers and elaborates.
140	Vice Chair B. Starr	Asks for further clarification of the process.
150	Tyler	Answers. Mentions HB 2222 that will be coming before the committee and was created to compliment this bill.
180	Sen. Deckert	Asks for the criteria used to determine businesses that will potentially have financial difficulties.

185	Hess	Answers there is a set of three criteria outlined in the bill.
200	Sen. Deckert	Asks for a ballpark figure of how many businesses currently meet the criteria mentioned.
205	Hess	Answers two dealers out of two hundred.
210	Paul Romaine	Oregon petroleum Marketers Association. Provides testimony in support of HB 2211.
210	Cliff Olson	Martin Nelson Oil Products and representing the Oregon Petroleum Marketers Association. Provides testimony in support of HB 2211.
270	Vice Chair B. Starr	Asks if the OPMA is comfortable with the process for the fuel tax system setup proposed by the bill.
275	Olson	Answers yes.
280	Chair Metsger	Closes the public hearing on HB 2211 and opens a work session on HB 2211.

**HB 2211 – WORK SESSION**

<b>290</b>	<b>Vice Chair B. Starr</b>	<b>MOTION: Moves HB 2211 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 4-0</b>
<b>300</b>	<b>Chair Metsger</b>	<b>The motion CARRIES.</b>
		<b>SEN. STARR will lead discussion on the floor.</b>
305	Chair Metsger	Closes the work session on HB 2211 and opens a public hearing on HB 2223.

**HB 2223 – PUBLIC HEARING**

318	Dave Tyler	ODOT. Provides written testimony to support HB 2223 ( <b>EXHIBIT B</b> ).
330	Amy Joyce	Committee Administrator. Summarizes the Dash one amendment.
340	Chair Metsger	Closes the public hearing on HB 2223 and opens a work session on HB 2223

**HB 2223 – WORK SESSION**

<b>350</b>	<b>Vice Chair B. Starr</b>	<b>MOTION: Moves to ADOPT HB 2223-1 amendments dated 03/12/03.</b>
		<b>VOTE: 4-0</b>
<b>355</b>	<b>Chair Metsger</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>365</b>	<b>Vice Chair B. Starr</b>	<b>MOTION: Moves HB 2223 to the floor with a DO PASS AS AMENDED recommendation.</b>
<b>360</b>	<b>Sen. Deckert</b>	<b>Commends ODOT for the process of working during the interim to get this bill passed.</b>
		<b>VOTE: 4-0</b>
<b>270</b>	<b>Chair Metsger</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
		<b>SEN. STARR will lead discussion on the floor.</b>
280	Chair Metsger	Closes the work session on HB 2223 and opens a public hearing on SB 213.

**SB 213 – PUBLIC HEARING**

390	Bruce Smith	Youth Corrections Officers. Provides written testimony in support of SB 213 ( <b>EXHIBIT C</b> ).
<b>TAPE 55, A</b>		
020	Chair Metsger	Closes the public hearing on SB 213 and opens a work session on SB 213.

**SB 213 – WORK SESSION**

<b>030</b>	<b>Vice Chair B. Starr</b>	<b>MOTION: Moves SB 213 to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR.</b>
<b>035</b>	<b>Sen. Deckert</b>	<b>Recognizes Mr. Smith and commends the testimony provided.</b>
		<b>VOTE: 4-0</b>
<b>045</b>	<b>Chair Metsger</b>	<b>Hearing no objection, declares the motion CARRIED.</b>

085

Chair Metsger

**SEN. METSGER will lead discussion on the floor.**

Closes the work session on SB 213 and adjourns the committee at 9:35 a.m.

**EXHIBIT SUMMARY**

**A – HB 2211, written testimony, Dave Tyler, 1 p**

**B – HB 2223, written testimony, Dave Tyler, 1 p**

**C – SB 213, written testimony, Bruce Smith, 1 p**